

AFT-EPK

# AMENDMENT TRANSMITTAL LETTER

After Final Rejection

Application No.  
10/808,817

Filing Date  
March 25, 2004

Examiner  
W. Fridie

Group Art Unit  
3722

Applicant(s): Tan-Loc Pham, Francois Paponneau, Cedric De Conninck,  
and Jerome Despiau

Docket No.  
SPINE 3.0-421

Invention: APPARATUS AND METHOD FOR CUTTING SPINAL IMPLANTS

## TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	33	- 47 =	0	x 50.00	0.00
Independent Claims	5	- 6 =	0	x 210.00	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

☒ Large Entity

☐ Small Entity

☒ No additional fee is required for this amendment.

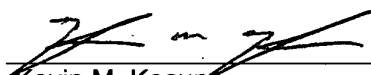
☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_.  
A duplicate copy of this sheet is enclosed.

☐ A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.

☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 12-1095  
as described below. A duplicate copy of this sheet is enclosed.

☒ Credit any overpayment.

☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

  
Kevin M. Kocun  
Attorney Reg. No. 54,230

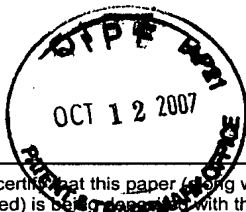
Dated: October 9, 2007

LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP  
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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Dated: October 9, 2007

Signature:

(Kevin M. Kocun)

**EXPEDITED PROCEDURE**

Group Art Unit: 3722

Docket No.: SPINE 3.0-421

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Pham et al.

Application No.: 10/808,817

Filed: March 25, 2004

For: APPARATUS AND METHOD FOR CUTTING :  
SPINAL IMPLANTS :

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: Group Art Unit: 3722  
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: Examiner: W. Fridie  
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AMENDMENT UNDER 37 CFR 1.116

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated May 14, 2007, finally rejecting claims 1-5, 8-18, and 20-27, please amend the above-identified U.S. patent application as follows: